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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 RICKEY CALHOUN,

9 Plaintiff,

10 v.

11 STATE OF WASHINGTON, *et al*,

12 Defendants.
13

Case No. C08-5101RBL/JKA

ORDER STAYING
DISCOVERY

14 This Civil Rights action has been referred to the undersigned Magistrate Judge pursuant to Title 28
15 U.S.C. § 636(b)(1)(B). Before the court is defendant's motion asking the court to stay discovery pending
16 disposition of a dispositive motion (Dkt. # 84).

17 Defendants argue they should not have to answer discovery until after the dispositive has been
18 addressed. The motion is based in part of principles of sovereign immunity and Eleventh Amendment
19 immunity. One of the reasons for immunity is to shield government from the costs of litigation. These
20 costs include the cost of discovery. See Generally, Harlow v Fitzgerald, 457 U.S. 800 (1982).

21 A motion to dismiss is pending before the court and defendants motion to stay discovery is
22 **GRANTED.**

23 The Clerk is directed to send a copy of this Order to plaintiff and counsel for defendants.

24 DATED this 14 day of January, 2009.

25 /S/ J. Kelley Arnold
26 J. Kelley Arnold
27 United States Magistrate Judge
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